

IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF TENNESSEE
KNOXVILLE DIVISION

GARY LYNN HARVEY and)	
STATE OF TENNESSEE on)	
relation of Gary Lynn Harvey,)	
)	
Plaintiffs,)	
)	
)	
v.)	No. 3:04-CV-192
)	
JAMES MICHAEL EVANS, <i>et al.</i> ,)	
)	
Defendants.)	
)	
)	
GARY LYNN HARVEY and)	
STATE OF TENNESSEE on)	
relation of Gary Lynn Harvey,)	
)	
Plaintiffs,)	
)	
v.)	No. 3:04-CV-241
)	
JAMES MICHAEL EVANS, <i>et al.</i> ,)	
)	
Defendants.)	

ORDER

For the reasons stated in the memorandum opinion filed contemporaneously with this order, the “Motion for Summary Judgment of Defendant Timothy Hutchison in His Individual Capacity” [doc. 28] is **GRANTED**. “Defendant Timothy Hutchison’s Supplemental Motion for Summary Judgment” [doc. 70] is also **GRANTED**.

Defendant Timothy Hutchison in his individual capacity is **DISMISSED** from this case.

IT IS SO ORDERED.

ENTER:

s/ Leon Jordan
United States District Judge